



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FOURTH GENERAL ASSEMBLY

84TH LEGISLATIVE DAY

TUESDAY, MARCH 7, 2006

12:10 O'CLOCK P.M.

SENATE
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84th Legislative Day

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The Senate met pursuant to adjournment.
 Senator Debbie DeFrancesco Halvorson, Kankakee, Illinois, presiding.
 Prayer by Chaplain Daniel Krumrei, Parkway Christian Church and Command Staff Chaplain for
 the Illinois National Guard, Springfield, Illinois.
 Senator Maloney led the Senate in the Pledge of Allegiance.

The Journal of Monday, February 27, 2006, was being read when on motion of Senator Crotty,
 further reading of same was dispensed with, and unless some Senator had corrections to offer, the
 Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Tuesday, February 28, 2006, was being read when on motion of Senator Crotty,
 further reading of same was dispensed with, and unless some Senator had corrections to offer, the
 Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Wednesday, March 1, 2006, was being read when on motion of Senator Crotty,
 further reading of same was dispensed with, and unless some Senator had corrections to offer, the
 Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

Senator Crotty moved that reading and approval of the Journal of Thursday, March 2, 2006, be
 postponed, pending arrival of the printed Journal.

The motion prevailed.

LEGISLATIVE MEASURES FILED

The following Committee amendment to the House Joint Resolution listed below has been filed
 with the Secretary and referred to the Committee on Rules:

Senate Committee Amendment No. 1 to House Joint Resolution 15

The following Committee amendment to the Senate Resolution listed below has been filed with
 the Secretary and referred to the Committee on Rules:

Senate Committee Amendment No. 1 to Senate Resolution 578
 Senate Committee Amendment No. 2 to Senate Resolution 578

The following Committee amendment to the House Bill listed below has been filed with the
 Secretary and referred to the Committee on Rules:

Senate Committee Amendment No. 1 to House Bill 4161

MESSAGES FROM THE HOUSE

A message from the House by
 Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has
 passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the
 Senate, to-wit:

HOUSE BILL NO. 4081
 A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 4406
 A bill for AN ACT concerning education.

HOUSE BILL NO. 4442
 A bill for AN ACT concerning State government.

HOUSE BILL NO. 4729
 A bill for AN ACT concerning State government.
 Passed the House, March 2, 2006.

[March 7, 2006]

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 4081, 4406, 4442 and 4729** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 4447

A bill for AN ACT concerning insurance.

Passed the House, March 2, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bill No. 4447** was taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2012

A bill for AN ACT concerning education.

HOUSE BILL NO. 4666

A bill for AN ACT concerning State government.

Passed the House, March 2, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 2012 and 4666** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2197

A bill for AN ACT concerning civil law.

HOUSE BILL NO. 4391

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 4785

A bill for AN ACT concerning regulation.

Passed the House, March 3, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 2197, 4391 and 4785** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mahoney, Clerk:

[March 7, 2006]

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 280
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 1620
A bill for AN ACT concerning safety.
HOUSE BILL NO. 2317
A bill for AN ACT concerning finance.
HOUSE BILL NO. 4739
A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 4835
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 4999
A bill for AN ACT concerning collection practices.
Passed the House, March 3, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 280, 1620, 2317, 4739, 4835 and 4999** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 4819
A bill for AN ACT concerning revenue.
HOUSE BILL NO. 4853
A bill for AN ACT concerning health.
HOUSE BILL NO. 5219
A bill for AN ACT concerning State government.
HOUSE BILL NO. 5244
A bill for AN ACT concerning education.
HOUSE BILL NO. 5578
A bill for AN ACT concerning the environment.
Passed the House, March 3, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 4819, 4853, 5219, 5244 and 5578** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 3127
A bill for AN ACT concerning transportation.
HOUSE BILL NO. 4238
A bill for AN ACT concerning animals.
HOUSE BILL NO. 4544
A bill for AN ACT concerning children.
HOUSE BILL NO. 4782
A bill for AN ACT concerning transportation.

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HOUSE BILL NO. 5031

A bill for AN ACT concerning education.
Passed the House, March 3, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 3127, 4238, 4544, 4782 and 5031** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 4339

A bill for AN ACT concerning education.

HOUSE BILL NO. 4457

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 4805

A bill for AN ACT concerning revenue.

HOUSE BILL NO. 4894

A bill for AN ACT concerning regulation.

HOUSE BILL NO. 4965

A bill for AN ACT concerning an ambulance revolving loan program.

HOUSE BILL NO. 4977

A bill for AN ACT concerning public utilities.

HOUSE BILL NO. 5245

A bill for AN ACT concerning health.

HOUSE BILL NO. 5257

A bill for AN ACT concerning revenue.

HOUSE BILL NO. 5259

A bill for AN ACT concerning organ donation.

HOUSE BILL NO. 5284

A bill for AN ACT concerning safety.

HOUSE BILL NO. 5334

A bill for AN ACT concerning property.

HOUSE BILL NO. 5337

A bill for AN ACT concerning insurance.

HOUSE BILL NO. 5416

A bill for AN ACT concerning education.

HOUSE BILL NO. 5429

A bill for AN ACT concerning education.

HOUSE BILL NO. 5506

A bill for AN ACT concerning transportation.

Passed the House, March 3, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 4339, 4457, 4805, 4894, 4965, 4977, 5245, 5257, 5259, 5284, 5334, 5337, 5416, 5429 and 5506** were taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2067

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A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 3126

A bill for AN ACT concerning transportation.
HOUSE BILL NO. 4203

A bill for AN ACT concerning missing persons.
HOUSE BILL NO. 4296

A bill for AN ACT concerning transportation.
HOUSE BILL NO. 4740

A bill for AN ACT concerning education.
HOUSE BILL NO. 4828

A bill for AN ACT concerning human rights.
HOUSE BILL NO. 4973

A bill for AN ACT concerning public employee benefits.
HOUSE BILL NO. 5283

A bill for AN ACT concerning municipalities.
HOUSE BILL NO. 5342

A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 5348

A bill for AN ACT concerning burn injury reporting.
HOUSE BILL NO. 5377

A bill for AN ACT concerning property.
HOUSE BILL NO. 5407

A bill for AN ACT concerning wildlife.
HOUSE BILL NO. 5478

A bill for AN ACT concerning local government.
Passed the House, March 3, 2006.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 2067, 3126, 4203, 4296, 4740, 4828, 4973, 5283, 5342, 5348, 5377, 5407 and 5478** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE JOINT RESOLUTION NO. 89

WHEREAS, The Illinois River played a vital and historic role in our nation's growth by connecting the Great Lakes with the Mississippi River; and

WHEREAS, The waterways of Illinois have been instrumental in shaping the culture, commerce, and communities of our State; and

WHEREAS, More than 90 percent of all Illinois residents live within the sprawling Illinois River watershed and its tributaries - the Calumet, Chicago, Des Plaines, DuPage, Fox, Kankakee, La Moine, Mackinaw, Sangamon, Spoon, and Vermilion Rivers - which also provide habitat for countless species of fish, reptiles, waterfowl, and fauna; and

WHEREAS, Nearly one million Illinois residents rely on the Illinois River and its tributaries for drinking water; and

WHEREAS, Generations of Illinois farmers have relied on the Illinois River to get their harvests to market, and thousands of Illinois businesses use the Illinois River as an economic corridor to ship more than 60 million tons of commodities annually, including coal, iron, petroleum products, chemicals, steel,

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sand, gravel, and agricultural products; and

WHEREAS, The Illinois River's recreational opportunities have blossomed in recent years, as fishermen, boaters, bird-watchers, bikers, hikers, and tourists from across the nation have begun to enjoy anew the Illinois River's vast beauty; and

WHEREAS, Since 1999, the Office of the Illinois Lieutenant Governor has co-sponsored the "Annual Illinois River Sweep", in which thousands of volunteers at dozens of sites roll up their sleeves to clean up this precious resource; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we recognize the third Saturday of every September as "Illinois River Day" to celebrate this magnificent waterway and its profound impact on our lives as Illinoisans.

Adopted by the House, March 1, 2006.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 89 was referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION 668

Offered by Senator Collins and all Senators:
Mourns the death of Ruth Payne Jones of Chicago.

SENATE RESOLUTION 669

Offered by Senator J. Sullivan and all Senators:
Mourns the death of David Crum Sinclair, Mayor of Virginia, Illinois.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent

INTRODUCTION OF BILLS

SENATE BILL NO. 3177. Introduced by Senator Trotter, a bill for AN ACT concerning appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 874, sponsored by Senator DeLeo, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1620, sponsored by Senator Dahl, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2067, sponsored by Senator Raoul, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2734, sponsored by Senator Righter, was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 4173, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4186, sponsored by Senator Cullerton, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4203, sponsored by Senator Winkel, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4238, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4297, sponsored by Senator Ronen, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4342, sponsored by Senator Munoz, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4365, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4405, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4406, sponsored by Senator Collins, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4447, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4457, sponsored by Senator Maloney, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4521, sponsored by Senator Millner, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4523, sponsored by Senator Maloney, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4527, sponsored by Senator Clayborne, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4532, sponsored by Senator Wilhelmi, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4544, sponsored by Senator Trotter, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4657, sponsored by Senator Munoz, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4703, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4715, sponsored by Senator Raoul, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4726, sponsored by Senator Viverito, was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 4735, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4782, sponsored by Senator Schoenberg, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4785, sponsored by Senator Maloney, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4805, sponsored by Senator DeLeo, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4829, sponsored by Senator Martinez, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4835, sponsored by Senator Cullerton, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4894, sponsored by Senator Munoz, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4959, sponsored by Senator Righter, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4977, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 4999, sponsored by Senator Raoul, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5031, sponsored by Senator Righter, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5244, sponsored by Senator Collins, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5245, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5259, sponsored by Senator Clayborne, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5284, sponsored by Senator Harmon, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5295, sponsored by Senator Althoff, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5337, sponsored by Senator Cullerton, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5340, sponsored by Senator Garrett, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5342, sponsored by Senator Trotter, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5348, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5377, sponsored by Senator DeLeo, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5407, sponsored by Senator Sieben, was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 5578, sponsored by Senator Link, was taken up, read by title a first time and referred to the Committee on Rules.

REPORT FROM RULES COMMITTEE

Senator Viverito, Chairperson of the Committee on Rules, during its March 7, 2006 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Judiciary: **Senate Committee Amendment No. 2 to House Bill 1299; Senate Committee Amendment No. 1 to House Bill 4222.**

State Government: **Senate Committee Amendment No. 1 to Senate Resolution 578; Senate Committee Amendment No. 1 to House Joint Resolution 15.**

COMMITTEE MEETING ANNOUNCEMENTS

Senator Crotty, Chairperson of the Committee on Local Government, announced that the Local Government Committee will meet today in Room A-1 Stratton Building, at 1:00 o'clock p.m.

Senator Collins, Vice-Chairperson of the Committee on Appropriations I, announced that the Appropriations I Committee will meet today in Room 212, at 4:00 o'clock p.m.

Senator Garrett, Chairperson of the Committee on State Government, announced that the State Government Committee will meet Wednesday, March 8, 2006 in Room A-1 Stratton Building, at 11:00 o'clock a.m.

Senator Clayborne, Chairperson of the Committee on Environment & Energy, announced that the Environment & Energy Committee will meet Wednesday, March 8, 2006 in Room 212, at 9:00 o'clock a.m.

Senator Martinez, Vice-Chairperson of the Committee on Housing & Community Affairs, announced the Housing & Community Affairs committee meeting scheduled for today has been cancelled.

Senator Martinez, Chairperson of the Committee on Pensions & Investments, announced that the Pensions & Investments Committee will meet today in Room 400, at 4:00 o'clock p.m.

Senator Harmon, Vice-Chairperson of the Committee on Judiciary, announced that the Judiciary Committee will meet today in Room 212, at 2:30 o'clock p.m.

Senator Harmon, Chairperson of the Committee on Revenue, announced that the Revenue Committee will meet Wednesday, March 8, 2006 in Room 400, at 11:00 o'clock a.m.

Senator Hunter, Chairperson of the Committee on Appropriations III, announced that the Appropriations III Committee will meet Wednesday, March 8, 2006 in Room 212, at 12:30 o'clock p.m.

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EXCUSED FROM ATTENDANCE

On motion of Senator Watson, Senator Geo-Karis was excused from attendance for the week due to illness.

Senator Burzynski announced a Republican caucus to begin immediately upon adjournment.

At the hour of 12:37 o'clock p.m., the Chair announced that the Senate stand adjourned until Wednesday, March 8, 2006, at 2:00 o'clock p.m.